IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.47 OF 2007

Zubeida J. Khot ... Petitioner

Vs.

The Municipal Corporation of Greater Mumbai & Ors. ... Respondents

Mr. Santosh Nanawade i/b M/s. M.P. Vashi for the petitioners.

Ms. A.K. Savla for B.M.C.

CORAM : SWATANTER KUMAR, C.J. &
SMT. RANJANA DESAI, J.

DATED : JULY 24, 2007.

P.C.:-

Having heard the learned counsel appearing for the parties and perusing the affidavit filed on behalf of the Corporation, there is no occasion for the court to keep the petition pending, any longer. The petition is disposed of keeping in view that the provident fund has been paid to the petitioner on 9/4/2007 and his pension would be paid as stated on behalf of the Corporation. We direct that the enquiry, in regard to payment of rent allowance for use and

occupation of Government accommodation, which is stated to be pending, should be concluded within two weeks. The learned counsel for the petitioner states that he is not occupying the Government accommodation. Liberty is granted to the petitioner to appear before the Corporation and represent in the pending enquiry but, in any event, the deduction of amounts from the gratuity and commutation should be passed within four weeks from today. All other amounts should be released to the petitioner. Writ petition is disposed of leaving the parties to bear their respective costs. Order accordingly.

[CHIEF JUSTICE]

[SMT. RANJANA DESAI, J.]